



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address : COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, O.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
922,799	07/07/78	Samuel Bogouch	

Paul H. Heller
Kenyon & Kenyon Reilly Carr & Chapin
59 Maiden Lane
New York, N. Y. 10038

EXAMINER	
C. Nucker	
ART UNIT	PAPER NUMBER
223	9

DATE MAILED:

This is a communication from the examiner in charge of your application.

FEB 28 1980

COMMISSIONER OF PATENTS AND TRADEMARKS

GROUP

☐ This application has been examined. ☒ Responsive to communication filed on 12/21/79 ☒ This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), _____ days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- ☒ Notice of References Cited, Form PTO-892.
- ☐ Notice of Informal Patent Drawing, PTO-948.
- ☐ Notice of Informal Patent Application, Form PTO-152.
- ☐ _____

Part II SUMMARY OF ACTION

- ☒ Claims 13-33 are pending in the application.
Of the above, claims _____ are withdrawn from consideration.
- ☐ Claims _____ have been cancelled.
- ☐ Claims _____ are allowed.
- ☒ Claims 13-30, 32, 33 are rejected.
- ☒ Claim 31 15 are objected to.
- ☐ Claims _____ are subject to restriction or election requirement.
- ☐ The formal drawings filed on _____ are acceptable.
- ☐ The drawing correction request filed on _____ has been ☐ approved. ☐ disapproved.
- ☐ Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has
☐ been received. ☐ not been received. ☐ been filed in parent application, serial no. _____,
filed on _____.
- ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.
- ☐ Other

Claims 13-31 presented in the amendment of December 21, 1979 have been renumbered 15-33 in accordance with Rule 126.

Claims 13 and 14 are rejected under 35 USC 112 as indefinite. These claims depend from cancelled claim 1.

Claims 15-30, 32 and 33 are rejected under 35 USC 112 as indefinite. The terms "recognin" and "malignin" are not clear and should have definition in the claims, such as claim 31.


Claim 31 is objected to as depending from a rejected claim.

The color photographs numbered as Figures 2 and 3 a and b should be cancelled as figures. These photographs cannot be reproduced. If applicant wishes them to be of record, they should be presented as evidence, not figures. Reference to figures 2 and 3 a and b should be cancelled from the specification.

Cited art has been considered.

This action is made Final.

C. M. Nucker/dar
(703) 557-2037
02/26/80


BENJAMIN R. PADGETT
EXAMINER
GROUP ART UNIT 223